

ESTTA Tracking number: **ESTTA766358**

Filing date: **08/24/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Application Serial No.	85790083
Applicant	Nissan Jidosha Kabushiki Kaisha

Notice of Appeal

Notice is hereby given that Nissan Jidosha Kabushiki Kaisha appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 85790083.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 012. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Vehicle navigation systems equipped with telematics function, comprised of car navigation computers prepackaged with global positioning software and application software that allow users to access and use the technology remotely from personal computers, mobile phones or tablets; wireless transmission and receiving equipment for use in connection with remotecomputers for use in automobiles for tracking, monitoring and diagnosing vehicle maintenance and for providing information to drivers, all of the foregoing goods sold as an integral part of INFINITI motor vehicles
- Class 038. First Use: 0 First Use In Commerce: 0
All goods and services in the class are appealed, namely: Telecommunications services, namely, electronic transmission of voice messages and data; mobile telephone communication; communication by computer terminals; communication by telephone; information about data communication, namely, information by cable and radio communication networks; communication by email; communication by satellite; providing telecommunications network information by computer terminals; communication by VAN (value added network); providing telecommunications connections to a global computer network; providing user access to the internet; data communication with letters, image and sound by email and computers; providing user access to global computer networks; providing telecommunication connectivity services and access to electronic communications networks, for transmission and download or reception of audio, video and multi-media content; providing access to digital music websites on the internet; providing access to digital music, namely, delivery of digital music on the internet; electronic transmission of text, voice and alarm messages and of signal measuring, sound, image, video, position, movement and state data between land vehicles as well as between engines/motors/batteries and machines and a variety of data centers and telematics systems, phones or personal computers; telecommunications, namely, transfer of data, namely, road and driving related information by telematics systems; communication by telematics systems, namely, telematics sending of information for displaying road and driving related information; telecommunications, namely, transfer of data, namely, general information as well as car, traffic and road related; telematics sending of information by telematics systems; telecommunications, namely, electronic transfer of data and electronic data transmission of application software, all of the foregoing services offered exclusively to drivers of INFINITI motor vehicles; vehicle maintenance services, namely, providing electronic alerts via the internet notifying vehicle owners of timing for vehicle maintenance; electronic transmission of data via a dedicated channel to retrieve information on driving mode; providing user access to global positioning signals for navigation purposes; telematics assistance, namely, sending and receiving of information via a service and alarm center for transport and traffic for connecting calls for the purpose of intervention and help for persons and vehicles in the case of an accident, breakdown or theft; telecommunications, namely, receiving, coordinating and forwarding of remote calls on vehicle condition; telecommunications services, namely, receiving, coordinating and forwarding of remote emergency calls; telecommunications services, namely, electronic transmission of data for vehicle owners and drivers, featuring data that assists in stolen vehicle tracking; computer aided transmission of signals for vehicle locking mechanism; telematics services, namely, sending data from selected energy monitoring and control devices to vehicle owners by email or internet; providing email notification alerts via the internet notifying individuals of timing of vehicle maintenance; providing information on vehicle condition, namely, providing email notification alerts and electronic message alerts via the internet notifying vehicle owners of vehicle battery condition, namely, charging status, required full-charging time, unplug status, full-charge;

providing information on vehicle condition, namely, providing email notification alerts and electronic message alerts via the internet notifying vehicle owners of vehicle battery condition, namely, reminding the driver to plug in one's vehicle for charging batteries; providing email notification alerts and electronic message alerts via the internet notifying vehicle owners on the level of power in vehicles; providing email notification alerts and electronic message alerts via the internet notifying the driver of electric vehicles of the battery charging status of the vehicles; providing email notification alerts and electronic message alerts via the internet notifying the driver of the results of the charge level of automobile batteries; providing facilities for telecommunication connections to the internet to search and locate electric vehicle power filling points, status of electric vehicle power filling points and new electric vehicle power filling points, all of the foregoing services expressly excluding any radio and internet broadcasting services

Respectfully submitted,
/Gary D. Krugman/
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